

86th Legislative Session – 2011

Committee: House Education

Wednesday, February 02, 2011

P - Present
E - Excused
A - Absent

Roll Call

E Elliott
P Haggard
P Hunt
P Jones
P Killer
P Lucas
P Miller
P Perry
P Schaefer
P Stricherz
P Tulson
P Vanneman
P Venner
P Sly, Vice-Chair
P Brunner, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Brunner, Chair.

MOTION: TO APPROVE THE MINUTES OF MONDAY, JANUARY 31, 2011

Moved by: Hunt
Second by: Vanneman
Action: Prevailed by voice vote.

HB 1150: revise the calculation of the state aid to education formula by eliminating the two-year averaging option for school districts with a declining enrollment.

Presented by: Representative Jim Bolin

Opponents: Jim Hutmacher, Mid Size Schools
Wayne Lueders, Associated School Boards of SD
Mark Greguson, Superintendent, Chester
Dean Christansen, Self, Clear Lake

Tammy Darnall, Department of Education answered a question.

MOTION: DEFER HB 1150 TO THE 41ST LEGISLATIVE DAY

Moved by: Vanneman
Second by: Lucas
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DO PASS HB 1150

Moved by: Perry
Second by: Venner
Action: Failed by roll call vote. (7-7-1-0)

Voting Yes: Haggar, Hunt, Miller, Perry, Venner, Sly, Brunner

Voting No: Jones, Killer, Lucas, Schaefer, Stricherz, Tulson, Vanneman

Excused: Elliott

THE MOTION TO DEFER HB 1150 TO THE 41ST LEGISLATIVE DAY

Moved by: Vanneman
Second by: Lucas
Action: WAS NOT ACTED ON.

MOTION: SUBSTITUTE MOTION AMEND HB 1150

1150ca

On page 2, after line 23 of the printed bill, insert:

"

Section 2. That chapter 13-13 be amended by adding thereto a NEW SECTION to read as follows:

Any money saved by the state due to the elimination of the two-year averaging pursuant to this Act shall be redistributed through the state aid to education foundation funding pursuant to this chapter."

Moved by: Sly
Second by: Hunt
Action: Failed by voice vote.

THE MOTION TO DEFER HB 1150 TO THE 41ST LEGISLATIVE DAY

Moved by: Vanneman
Second by: Lucas
Action: PREVAILED BY ROLL CALL VOTE. (10-4-1-0)

Voting Yes: Haggar, Hunt, Jones, Killer, Lucas, Miller, Schaefer, Stricherz, Tulson, Vanneman

Voting No: Perry, Venner, Sly, Brunner

Excused: Elliott

HB 1153: prohibit the Department of Education from participating in the development or promotion of certain standards for the subject of history, and to prohibit the Board of Education from adopting certain standards for the subject of history.

Presented by: Representative Jim Bolin
Proponents: Linda Schauer, Concerned Women For America
Opponents: Wade Pogany, Department of Education
Jim Hutmacher, Mid Size Schools
Jim Hutmacher, SD Coalition of Schools

MOTION: DO PASS HB 1153

Moved by: Venner
Second by: Vanneman
Action: Failed by roll call vote. (7-6-2-0)

Voting Yes: Haggar, Miller, Schaefer, Stricherz, Vanneman, Venner, Sly

Voting No: Hunt, Jones, Killer, Lucas, Tulson, Brunner

Excused: Elliott, Perry

MOTION: DEFER HB 1153 TO THE 41ST LEGISLATIVE DAY

Moved by: Hunt

Second by: Lucas

Action: Failed by roll call vote. (6-7-2-0)

Voting Yes: Hunt, Jones, Killer, Lucas, Tulson, Brunner

Voting No: Haggar, Miller, Schaefer, Stricherz, Vanneman, Venner, Sly

Excused: Elliott, Perry

THE CHAIR DEFERRED HB 1153

HB 1133: revise certain provisions relating to certain forms used to excuse a child from school.

Presented by: Representative Lance Russell

Proponents: Scott Woodruff, Home School Legal Defense Association
Dale Bartscher, Family Heritage Alliance
Ken Updike, South Dakota Christian Home Educators
Melody Schopp, Department of Education
Monica Tanner, Self, Rapid City
Cindy Flakoll, Concerned Women For America
Dick Tieszen, Sioux Falls and Rapid City School Districts

MOTION: AMEND HB 1133

1133rb

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That § 13-27-2 be amended to read as follows:

13-27-2. Upon receipt filing of an application with a school official from the parent or guardian of the child for the reasons set forth in § 13-27-3, ~~school boards of all school districts shall excuse a child from school attendance in executive session using a case number~~ the child shall be excused, without the necessity of school board action, subject to revocation thereafter as provided in this chapter. School boards of all school districts may excuse a child from public school attendance for

the reasons set forth in §§ 13-27-6 and 13-27-6.1."

Moved by: Hunt
Second by: Venner
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1133 AS AMENDED

Moved by: Hunt
Second by: Haggar
Action: Prevailed by roll call vote. (13-1-1-0)

Voting Yes: Haggar, Hunt, Jones, Killer, Miller, Perry, Schaefer, Stricherz, Tulson, Vanneman, Venner, Sly, Brunner

Voting No: Lucas

Excused: Elliott

MOTION: AMEND TITLE OF HB 1133

1133cta

On page 1, line 1, of the printed bill, delete "certain forms used" and insert "the excusal of".

On page 1, line 2, delete "to excuse".

Moved by: Sly
Second by: Hunt
Action: Prevailed by voice vote.

HB 1095: prohibit certain acts of sexual contact between certain school employees and students and to provide penalties therefor.

Presented by: Representative Mike Verchio
Proponents: Dale Bartscher, Family Heritage Alliance
Opponents: Dick Tieszen, Sioux Falls and Rapid City School Districts
Wayne Lueders, Associated School Boards of SD
Melody Schopp, Department of Education

MOTION: AMEND HB 1095

1095ca

On page 1, line 7, of the printed bill, after "person" insert ", other than the person's spouse,".

Moved by: Venner
Second by: Hunt
Action: Prevailed by voice vote.

MOTION: DEFER HB 1095 TO THE 41ST LEGISLATIVE DAY

Moved by: Vanneman
Second by: Lucas
Action: Prevailed by roll call vote. (11-3-1-0)

Voting Yes: Hunt, Jones, Killer, Lucas, Miller, Perry, Schaefer, Stricherz, Tulson, Vanneman, Sly

Voting No: Haggard, Venner, Brunner

Excused: Elliott

MOTION: ADJOURN

Moved by: Sly
Second by: Tulson
Action: Prevailed by voice vote.

Joshua Klumb
Committee Secretary

Thomas J. Brunner, Chair